

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 25, 1999

99-2510

VOTING AGENDA MEETING
CITY COUNCIL CHAMBER, CITY HALL
MAYOR RON KIRK, PRESIDING

PRESENT: [15] Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory Caraway,
Chaney, Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill
ABSENT: [0]

The meeting was called to order at 9:42 a.m.

The city secretary announced that a quorum of the city council was present.

The invocation was given by Rev. Minerva Carcano, SMU Perkins School of Theology.

The meeting agenda, which was posted in accordance with Chapter 551, "OPEN MEETINGS," of the Texas Government Code, was presented.

After all business properly brought before the city council had been considered the city council adjourned at 6:27 p.m.

Mayor

ATTEST:

City Secretary

The meeting agenda is attached to the minutes of this meeting as EXHIBIT A.

The actions taken on each matter considered by the city council are attached to the minutes of this meeting as EXHIBIT B.

Ordinances, resolutions, reports and other records pertaining to matters considered by the city council, are filed with the city secretary as official public records and comprise EXHIBIT C to the minutes of this meeting.

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 25, 1999

EXHIBIT A

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 25, 1999

EXHIBIT B

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2511

CITIZEN SPEAKERS

In accordance with the City Council Rules of Procedure, the city council provided "open microphone" opportunities for the following individuals to comment on matters that were scheduled on the city council voting agenda or to present concerns or address issues that were not matters for consideration listed on the posted meeting agenda:

OPEN MICROPHONE - BEGINNING OF MEETING:

SPEAKER: Roy Williams, 2510 S. Marsalis Ave.
REPRESENTING: Citizens For A Better Dallas
SUBJECT: Cadillac Heights/The Killing Fields

SPEAKER: Hank Lawson, 3012 Grand Ave.
REPRESENTING: Weed and Seed West
SUBJECT: Rally for a cleaner and safer South Dallas

SPEAKER: Joe Wells, 2726 Kingston St.
REPRESENTING: Dallas Sierra Club
SUBJECT: Trinity Corridor Projects

SPEAKER: Darlisa Jones, 227 Brodie St.
SUBJECT: Housing Department

NO SHOW

SPEAKER: Elsie Risby, 2900 Dilido Rd.
SUBJECT: Official or not official?

OPEN MICROPHONE - END OF MEETING:

SPEAKER: William Hopkins, 2011 Leath St.
SUBJECT: Corruption/President Clinton/Merrill Lynch/West Dallas Housing

SPEAKER: Jimmy J. Lee, P.O. Box 2994
REPRESENTING: R.I.C.T. Inc.
SUBJECT: Sins of the U.R.S.B.

NO SHOW

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

August 27, 1999 7:45 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

SPEAKER: R. C. Bunger, 1515 Berry Trl.
SUBJECT: FY 1999-200 Operating, Capital, Grant and Trust Budgets and Oversize
Brush and Bulky Trash

SPEAKER: Randolph Mayfield, 1207 S. Clinton Ave. **NO SHOW**
REPRESENTING: Elmwood Homeowners Association
SUBJECT: City Manager

SPEAKER: Marvin Bigelow, 4220 Independence Dr. **NO SHOW**
SUBJECT: Hit and Run

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2512

Item 1: Approval of Minutes

The minutes of the voting agenda meeting of August 11, 1999, were presented for approval.

Mayor Pro Tem Poss moved to approve the minutes.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2513

CONSENT AGENDA

The consent agenda, consisting of agenda items 2-89, was presented for consideration.

Councilmember Blumer requested that consent agenda items 38 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 38 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Blumer's request.

Councilmember Chaney requested that consent agenda item 86 be removed from the consent agenda to be considered as an individual item. Mayor Kirk stated that consent agenda item 86 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Chaney's request.

Councilmember Hill requested that consent agenda items 87 and 88 be removed from the consent agenda to be considered as individual items. Mayor Kirk stated that consent agenda items 87 and 88 would be considered as individual items later in the meeting, there being no objection voiced to Councilmember Hill's request.

Councilmember Walne moved to approve all items on the consent agenda with the exception of agenda items 38, 86, 87 and 88 which would be considered later in the meeting.

Motion seconded by Councilmember Greyson and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2514

Item 2: Authorize a professional services contract with Turner Collie & Braden, Inc. to provide engineering services for the replacement or rehabilitation of wastewater mains and replacement of water mains located in an area bounded by IH 30, IH 635, IH 20, and Westmoreland Road - \$1,380,244 - Financing: Water Utilities Capital Improvement Funds (\$623,532) and Water Utilities Capital Construction Funds (\$756,712)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2515

Item 3: Authorize a professional services contract with RJN Group, Inc. to provide engineering services for the replacement of wastewater and water mains located approximately in an area bounded by Lovers Lane, Fisher Road, Dart Rail Road, I.H. 30 and Greenville Avenue - \$1,466,119 - Financing: Water Utilities Capital Improvement Funds (\$1,135,913) and Water Utilities Capital Construction Funds (\$330,206)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2516

Item 4: Authorize a professional services contract with Carter & Burgess, Inc. to provide engineering services for the study and design of water and wastewater main extensions to unserved residential dwellings in the City of Dallas - \$1,199,058 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2517

Item 5: Authorize a professional services contract with Huitt-Zollars, Inc. to provide the engineering study and design for the replacement or rehabilitation of wastewater and replacement of water mains in an area bounded by I.H. 30, Buckner Boulevard, Bruton Road and White Rock Creek - \$934,727 - Financing: Water Utilities Capital Improvement Funds (\$727,007) and Water Utilities Capital Construction Funds (\$207,720)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2518

Item 6: Authorize a contract for the installation of the automated security system for the City Hall parking garage - Integrated Access Systems, LLC, only bidder - \$55,391 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2519

Item 7: Authorize a contract for the construction of landscaping and urban design improvements on Buckner Boulevard from Bruton Road to Lake June Road - Texas Standard Construction, lowest responsible bidder of three - \$1,044,871 - Financing: 1995 Bond Funds (\$1,000,871), Water Utilities Capital Construction Funds (\$44,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2520

Item 8: Authorize a contract for the construction of erosion control improvements for Whitehurst Bridge at Jackson Branch and Audelia Branch - Craig Olden, Inc., lowest responsible bidder of two - \$278,976 - Financing: 1998 Bond Funds (\$220,000), 1985 Bond Funds (\$58,976)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2521

Item 9: Authorize a contract for the construction of sidewalk paving, water and wastewater adjustments on Mitscher Drive, Ramsey Avenue and Seevers Avenue located in Neighborhood Renaissance Partnership Area C - Onycha Industries, lowest responsible bidder of five - \$174,007 - Financing: Neighborhood Renaissance Partnership Section 108 Notes (\$172,947), Water Utilities Capital Construction Funds (\$1,060)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2522

Item 10: Authorize a contract for the reconstruction of street paving and water main improvements on Allen Street from San Jacinto Street to Central Expressway - Texas Standard Construction, lowest responsible bidder of five - \$90,979 - Financing: 1985 Bond Funds (\$58,709), Water Utilities Bond Funds (\$28,470), Water Utilities Capital Construction Funds (\$3,800)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2523

Item 11: Authorize a contract for equipment procurement, installation and a seventy-two month maintenance contract for the automated public address system at the Dallas Love Field Airport Main Terminal - Ford Audio-Video Systems, Inc., lowest responsible bidder of two - \$387,267 - Financing: Aviation Capital Construction Funds (\$285,290), Aviation Current Funds (\$101,977 subject to annual appropriations)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2524

Item 12: **Farmers Market TIF District**

- * Authorize (1) a contract for the construction of streetscaping and street lighting improvements on Marilla Street from Good Latimer Expressway to Central Expressway and Farmers Market Way from Canton Street to Marilla Street located in Tax Increment Reinvestment Financing Zone Number Six, City of Dallas, Texas (Farmers Market TIF District) with Gibson & Associates, Inc., lowest responsible bidder of three in an amount of \$1,786,085, (2) the amount of \$10,371 for street lighting improvement to TXU Electric, (3) assignment of the construction contract to Camden Property Trust for design and construction administration in the amount of \$67,150, and (4) establish necessary appropriations in the Farmers Market TIF District Fund - \$1,863,606 - Financing: Farmers Market TIF District Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2525

Item 13: **Farmers Market TIF District**

- * A resolution declaring the intent of the City of Dallas to utilize tax increment proceeds to reimburse the Street System Improvement Fund for certain expenditures made under an agreement between Camden Property Trust and the City of Dallas, on behalf of the Farmers Market TIF District, for the purpose of public improvements located in Tax Increment Reinvestment Financing Zone Number Six, City of Dallas, Texas (Farmers Market TIF District) - Financing: \$1,863,606 to be transferred from city sources and reimbursed with interest from the Farmers Market TIF District Fund and accrued interest to be repaid solely from the Farmers Market TIF District Fund

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2526

Item 14: Authorize a contract for the construction of Bachman Water Treatment Plant Stage II Process Improvements - Eagle Contracting Corporation, lowest responsible bidder of three and authorize a decrease in appropriations in the Wastewater Capital Improvement Fund and an increase in appropriations in the Water Capital Improvement Fund in the net amount of \$9,442,000 - \$9,442,000 - Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2527

Item 15: Authorize a contract for Southside Wastewater Treatment Plant influent pump station "C" variable frequency drive modifications - Dal-Ec, Inc., the lowest responsible bidder of three - \$2,467,200 - Financing: Water Utilities Capital Improvement Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2528

Item 16: Authorize Supplemental Agreement No. 4 to the contract with ArchiTexas - Architecture, Planning and Historic Preservation, Inc., to provide design, construction documents and construction administration for construction of interior painting and finishes, portico access, and mural and sculpture lighting, design services for mural sunscreen, and additional services for construction administration for Phase I construction for the Centennial and Automobile Buildings at Fair Park - \$98,116, from \$828,805 to \$926,921 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2529

Item 17: Authorize an increase in the contract with Meridian Commercial, Inc. to replace twenty-four corridor doors in Ballroom A at the Dallas Convention Center - \$64,593, from \$706,959 to \$771,552 - Financing: Convention Center Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2530

Item 18: Authorize a public hearing to be held on September 22, 1999, to receive citizen comments, and authorize Council action on September 22, 1999, on the proposed transfer of approximately .0646 acre of the Katy Trail to the Public Works and Transportation Department for construction of an extension to Houston Street - Financing: This action has no cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2531

Item 19: Authorize an Interlocal Agreement with the Texas Department of Transportation to provide cost reimbursement for installing, operating, adjusting, maintaining, and removing temporary traffic signal equipment at the intersections of SH 183 at Mockingbird Lane and IH 35 at Mockingbird Lane - \$62,257 - Financing: Texas Department of Transportation Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2532

Item 20: Authorize a benefit assessment hearing to be held on September 22, 1999 for sidewalk paving improvements on LaVista Drive from Loving Avenue to East Grand Avenue - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2533

Item 21: Authorize a benefit assessment hearing to be held on October 13, 1999 for street paving, storm drainage, water and wastewater main improvements on Veterans Drive from Talco Drive to Ledbetter Drive including sidewalks from Pentagon Parkway to Talco Drive - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2534

Item 22: **Alley between Amherst Avenue and Lovers Lane from existing pavement to Devonshire Drive**

- * Authorize an ordinance pursuant to Section 313.053 of the Texas Transportation Code to: (1) cancel the project for the improvements; (2) cancel the assessments imposed; (3) authorize the City Manager to execute release of liens on the abutting property; and (4) refund assessments which were paid by the abutting property owners in the amount of \$2,759 - Financing: Property Assessment Payments

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23981.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2535

Item 23: **Alley between Amherst Avenue and Lovers Lane from existing pavement to Devonshire Drive**

- * Authorize the rejection of bids for improvements - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2536

Item 24: **Fairport Road from Longbranch Lane/Riverwood Road to Murdock Road**

- * Authorize street paving, storm drainage and water main improvements; provide for partial payment of construction cost by assessment of abutting property owners; and authorize an estimate of the cost of the improvements to be prepared as required by law

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2537

Item 25: **Fairport Road from Longbranch Lane/Riverwood Road to Murdock Road**

- * Authorize approval of specifications, estimate of cost and authorize advertisement for bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2538

Item 26: **Houston Street Extension from Pacific Avenue to McKinney Avenue**

- * Authorize street paving, storm drainage, and water main improvements; provide for partial payment of construction cost by assessment of abutting property owners; and authorize an estimate of the cost of the improvements to be prepared as required by law

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2539

Item 27: **Houston Street Extension from Pacific Avenue to McKinney Avenue**

- * Authorize a benefit assessment hearing to be held on October 27, 1999 for street paving, storm drainage and water improvements on Houston Street Extension from Pacific Avenue to McKinney Avenue and Ross Avenue from Houston Street Extension to Record Street - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2540

Item 28: **Ravinia Drive from Clarendon Drive to Catherine Street**

- * Authorize street paving, storm drainage, water and wastewater main improvements; provide for partial payment of construction cost by assessment of abutting property owners; and authorize an estimate of the cost of the improvements to be prepared as required by law

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2541

Item 29: **Ravinia Drive from Clarendon Drive to Catherine Street**

- * Authorize approval of specifications, estimate of cost and authorize advertisement for bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2542

Item 30: **Sidewalk Group 98-103**

Davis Street from Ravinia Drive to Paisley Street
Barnett Avenue from Jefferson Boulevard to Ninth Street

- * Authorize sidewalk paving improvements and water adjustments; provide for partial payment of construction cost by assessment of abutting property owners; and authorize an estimate of the cost of the improvements to be prepared as required by law

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2543

Item 31: **Sidewalk Group 98-103**

- * Authorize approval of specifications, estimate of cost and authorize advertisement for bids - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2544

Item 32: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 10 tracts containing a total of approximately 47,971 square feet of unimproved land and 3 tracts containing a total of approximately 11,621 square feet of land improved with three single family dwellings, located near the intersection of 8th Street and Rockefeller Boulevard for the 8th Street Paving and Drainage Improvements Project - \$101,669 plus eligible relocation benefits, not to exceed \$22,500 for each owner-occupied property and \$5,250 for each tenant-occupied property, plus moving expenses - Financing: 1998 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2545

Item 33: Authorize acquisition of approximately 7,500 square feet of unimproved land from Bam Delivery Services, Inc., located at the intersection of Baylor and Dawson Streets, for parking at the Central Service Center - \$33,774 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2546

Item 34: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of 5 tracts of unimproved land containing a total of approximately 39,544 square feet, located southeast of the S.H. 190 and Preston Road intersection, for the 36-inch water main from the Highland Elevated Tank to S.H. 190 project - \$129,994
- Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2547

Item 35: Authorize acquisition of two tracts of land containing a total of approximately 20,719 square feet of unimproved land from Mary Nell Dunklin, located near the intersection of Haskell Avenue and Bryan Street, for the widening and improvement of Haskell Avenue - \$135,000 - Financing: 1995 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2548

Item 36: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of approximately 5 acres of unimproved land from Fred Jordan, located near Clearfield Road and U.S. Highway 175 for the Prairie Creek Open Space Project - \$45,116 - Financing: 1985 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2549

Item 37: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of approximately 7,712 square feet of unimproved land from Karen Bohannon, located near the intersection of Kingsley Drive and Kildare Avenue, for the Lisbon Adelaide/Kingsley Bridge and Drainage Improvements project - \$1,800 - 1985 Bond Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2550

Item 38: Authorize acquisition, including the exercise of the right of eminent domain, if such becomes necessary, of a tract of unimproved land containing approximately 791 square feet from Savoy Realty Company, Limited, located southwest of the intersection of the southbound Stemmons Freeway Service Road and Edison Street - \$8,100 - Financing: 54.35% from 1998 Arena Project Revenue Bond Funds (\$4,402) and 45.65% from Arena Group Funds (\$3,698)

Councilmember Blumer requested that consent agenda item 38 be considered as an individual item. Mayor Kirk stated that consent agenda item 38 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Blumer's request.

Later in the meeting agenda item 38 was brought up for consideration.

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Poss absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2551

Item 39: Authorize execution of the Second Amendment to the Lease agreement with Huntington Corporation to provide for an additional 1,028 square feet of office space for a total of 3,928 square feet of office space at 530 South Carrier Parkway in Grand Prairie for the expansion of the Women, Infants, and Children Program office for the period August 1, 1999 through June 30, 2001 - \$3,480 per month, for a total of \$41,760 annually - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2552

Item 40: An ordinance abandoning a portion of an alley to Madjacks Holdings, Ltd., the abutting owner, containing approximately 1,495 square feet of land, located near the intersection of South Pearl Expressway and Young Street, and authorizing the quitclaim - Revenue: \$15,249 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23982.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2553

Item 41: An ordinance abandoning portions of utility easements to TCR White Rock Creek Limited Partnership, the abutting owner, containing approximately 29,941 square feet of land, located near the intersection of Garland Road and Beachview Drive, and authorizing the quitclaim - Revenue: \$650 plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23983.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2554

Item 42: Authorize the quitclaim of 12 properties acquired by the taxing authorities from the Sheriff's Sale, to the highest bidders - Revenue: \$150,387

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2555

Item 43: Authorize the reduction in minimum bid amounts for three tracts of City owned land previously advertised and declared unwanted and unneeded - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2556

Item 44: An ordinance granting a private license to Cedar Springs Lofts Condominium Association, Inc. for the use of approximately 33 square feet of land, to install and maintain balconies over Ashland Street right-of-way, located near its intersection with Cedar Springs Road - Revenue: \$350 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23984.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2557

Item 45: An ordinance granting renewal of a private license to Dallas Hines-Stemmons Properties for the use of approximately 400 square feet of land, for the purpose of maintaining the existing enclosed aerial conveyor gallery across Brenner Drive right-of-way, located near its intersection with Harry Hines Boulevard - Revenue: \$350 annually plus the \$20 ordinance publication fee

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23985.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2558

Item 46: Authorize a thirty-six month contract for armored car service with the lowest responsible bidder of two - Armored Transport Texas, Inc. - Not to exceed \$341,883 - Financing: Aviation Current Funds (\$22,248), Building Inspection Current Funds (\$24,408), Convention Center Current Funds (\$9,288), Current Funds (\$239,751), Farmers Market Current Funds (\$9,072), Parking Services Current Funds (\$9,072), Water Utilities Current Funds (\$28,044)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2559

Item 47: Authorize a twenty-four month price agreement for light bulbs with the lowest responsible bidder of seven - Voss Lighting - Not to exceed \$483,659 - Financing: Current Funds (\$217,794), Aviation Current Funds (\$43,783), Convention Center Current Funds (\$177,142), Water Utilities Current Funds (\$44,940)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2560

Item 48: Authorize (1) a twenty-four month price agreement for mobile concrete with the only bidder - Nova Concrete Express, Inc.; and, (2) the rejection of the bid received for ready mix concrete and readvertisement for new bids - Not to exceed \$6,543,284 - Financing: Current Funds (\$3,430,284), Aviation Current Funds (\$40,000), Golf Improvement Trust Funds (\$10,000), Water Utilities Capital Construction Funds (\$2,750,000), Water Utilities Current Funds (\$300,000), 1998-99 Community Development Grant Funds (\$13,000)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2561

Item 49: Authorize a thirty-six month contract with two twelve month renewal options for security guard services at the Dallas Convention Center, Farmers Market and Union Station with the lowest responsible bidder of five - Pedus Security Services, Inc. - Not to exceed \$5,034,902 - Financing: Convention Center Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2562

Item 50: Authorize a sixty month maintenance agreement for centrifugal chiller maintenance at the Dallas Convention Center with the lowest responsible bidder of six - York International, dba Natkin Service Co. - Not to exceed \$529,680 - Financing: Convention Center Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2563

Item 51: Authorize a thirty-six month price agreement for purchasing, cataloging and processing of audio-visual material with the lowest responsible bidder of four - Professional Media Service Corp. - Not to exceed \$494,960 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2564

Item 52: Authorize the sale of rubber manufacturing facility machinery and equipment acquired through acquisition of land by the Park and Recreation Department to the highest bidder of two - Storage Facilities, Ltd. - Revenue: \$27,500

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2565

Item 53: Authorize a thirty-six month price agreement for Police ballistic vest covers with the lowest responsible bidder of four - Texas State Distributors dba Texas State Uniforms - Not to exceed \$113,437 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2566

Item 54: Authorize a twenty-four month price agreement for aluminum sign blanks with the lowest responsible bidder of two - Vulcan Inc. dba Vulcan Aluminum - Not to exceed \$132,200 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2567

Item 55: Authorize a twenty-four month price agreement for traffic signal heads with the lowest responsible bidder of five - McCain Traffic Supply - Not to exceed \$114,551 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2568

Item 56: Authorize a twenty-four month price agreement for bulk cement with the lowest responsible bidder of three - Holnam, Inc. - Not to exceed \$350,000 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2569

Item 57: Authorize the purchase of an excavator and dozer from RDO Equipment Company through the Houston - Galveston Area Council of Governments Interlocal Agreement - Not to exceed \$148,092 - Financing: Water Utilities Capital Construction Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2570

Item 58: Authorize ratification of emergency repairs for water removal as a result of flooding due to heavy rains at the Hall of State Building in Fair Park - Blackmon Mooring Company - \$28,763 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2571

Item 59: Authorize settlement of a lawsuit, styled Beverly Burnett v. City of Dallas and Gary Middleton, Cause No. cc-97-10077-a - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2572

Item 60: Authorize settlement of two lawsuits, styled Roosevelt Holiday v. City of Dallas and Bennie R. Click, Cause No. 3:97-CV-2228-D; and Roosevelt Holiday v. City of Dallas, Bennie R. Click, Jerry Ramage and Allan Brown, Cause No. 3:98-CV-2622-D - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2573

Item 61: Authorize settlement of a lawsuit, styled Billy Hall v. Michael Sorenson and City of Dallas, Cause No. cc-98-07591-a - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 26, 1999

99-2574

Item 62: Authorize settlement of a lawsuit, styled Bridgett Marroquin Chavez v. Marta Gomez Figueroa and City of Dallas, Cause No. cc-98-12950-b - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2575

Item 63: Authorize a replacement housing payment and disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program (SHARE) for homeowner, Augusta Alice Silva, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1996-97 Community Development Grant Funds (\$22,500) and 1998-99 Community Development Grant Funds (\$17,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2576

Item 64: Authorize a replacement housing payment and disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program (SHARE) for homeowner, Christine Ambler Adams, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1995-96 Community Development Grant Funds (\$22,500) and 1998-99 Community Development Grant Funds (\$17,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2577

Item 65: Authorize a replacement housing payment and a disbursement of funds from the Substandard Housing Assistance Repair Demonstration Program (SHARE) for homeowners, Robert Ruffin and Rosalie Ruffin, as a result of an order to vacate and demolish by the Urban Rehabilitation Standards Board in an amount not to exceed \$40,000 - Financing: 1996-97 Community Development Grant Funds (\$22,500), and 1998-99 Community Development Grant Funds (\$17,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2578

Item 66: An ordinance amending Chapter 13 of the Dallas City Code for the establishment of a Municipal Court Technology Trust Fund and its administration, funding, and use in accordance with state law; establishing a \$4 municipal technology fee - Estimated revenue: \$460,800

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23986.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2579

Item 67: Authorize approval of the bi-weekly tax action

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2580

Item 68: Authorize amendment #2 to Resolution Nos. 96-2928 and 97-0160, approved by the City Council on September 11, 1996 and January 8, 1997, awarding \$75,000 in Community Development Grant Funds to the West Dallas Neighborhood Development Corporation, a nonprofit organization, for partial funding to be allocated toward the cost of The West Dallas Occupational Job Training Facility which will allow West Dallas Neighborhood Development Corporation to change the site for The West Dallas Occupational Job Training Facility from the 3000 block of Bickers to 3423-25 Westmoreland Road, and grant additional funding of \$25,000 from the Urban Development Action Grant Funds; and a 100% development fee rebate in an amount not to exceed \$2,500 - \$27,500 - Financing: Urban Development Action Grant Funds (\$25,000); Walker Contingency Funds (\$2,500)

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2581

Item 69: Authorize a contract with the Texas Department of Health for the continuation of local health services including core services for maternal and child health, community and rural health services, and services to non-Medicaid eligible clients through Title V for the period September 1, 1999 through August 31, 2000 - \$401,275 - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2582

Item 70: **Texas Natural Resource Conservation Commission Grants**

- * Authorize application for and acceptance of grant funds from the Texas Natural Resource Conservation Commission to reimburse costs associated with providing air pollution control services and execution of the grant agreement for the period September 1, 1999 through August 31, 2000 - \$257,635 - Financing: Texas Natural Resource Conservation Commission Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2583

Item 71: **Texas Natural Resource Conservation Commission Grants**

- * Authorize application for and acceptance of grant funds from the Texas Natural Resource Conservation Commission to continue the City of Dallas Air Pollution Control Program and execution of the grant agreement for the period September 1, 1999 through August 31, 2000 - \$175,138 - Financing: Texas Natural Resource Conservation Commission Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2584

Item 72: **Texas Natural Resource Conservation Commission Grants**

- * Authorize acceptance of grant funds from the Texas Natural Resource Conservation Commission to participate in the Texas PM 2.5 Ambient Air Monitoring Network by installing and operating six air monitors and execution of the grant agreement for the period September 1, 1999 through August 31, 2000 - \$60,000 - Financing: Texas Natural Resource Conservation Commission Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2585

Item 73: Authorize acceptance of grant funds and execution of the grant agreements with the Texas Department of Health to continue the South Dallas/Oak Cliff Diabetes Awareness and Prevention Program for the period July 1, 1999 through June 30, 2000 and the Hamilton Park/North Park Diabetes Awareness and Prevention Program for the period September 1, 1999 through August 31, 2000 - \$123,485 - Financing: Texas Department of Health Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2586

Item 74: Authorize a contract renewal with The University of Texas Southwestern Medical Center at Dallas for in-service training, re-training, and evaluation of City of Dallas paramedic personnel for the period September 1, 1999 through August 31, 2000 - Not to exceed \$361,337 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2587

Item 75: Authorize the payment of certification and testing fees to the Texas State Commission on Fire Protection for the appropriate certification levels of each uniformed Fire Department employee - Not to exceed \$33,950 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2588

Item 76: Authorize payment to the Dallas County Community College District for tuition for mandatory emergency medical services training of emergency medical technicians and paramedics for the period October 1, 1999 through September 30, 2000 - Not to exceed \$121,850 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2589

Item 77: Authorize a contract renewal with The University of Texas Southwestern Medical Center at Dallas for the required services of a Medical Director for the period October 1, 1999 through September 30, 2000 - Not to exceed \$117,370 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2590

Item 78: Authorize (1) amending the name of the contractor Lindsey Morden Claims Management, Inc. to Cunningham Lindsey Claims Management, Inc.; and (2) exercising the final twelve month renewal option to the contract with Cunningham Lindsey Claims Management, Inc., for administration of liability claim service for the period October 1, 1999 through September 30, 2000 - Not to exceed \$529,376 - Financing: Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2591

Item 79: Authorize exercising the final twelve month renewal option to the contract with Ward North America Holding, Inc. for the administration of workers' compensation claims for the period of October 1, 1999 through September 30, 2000 - Not to exceed \$2,050,000 - Financing: Workers' Compensation Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2592

Item 80: **Employee Benefits Programs**

- * Authorize the 2000 update of the Employee and Retiree Benefits Master Plans, including the Employee Benefits Plan; the Retiree Benefits Plan; the Flexible Benefits (Section 125) Plan; the Employee Medical Spending Plan (EMSP); and the Dependent Care Assistance Program (DCAP) - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2593

Item 81: **Employee Benefits Programs**

- * Authorize exercise of the final twelve month renewal option to the contract with QRS Services for post-payment audits of hospital and other medical bills processed through the Employee and Retiree Benefits Plans - Not to exceed 31% of identified post audit savings per claim - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2594

Item 82: **Employee Benefits Programs**

- * Authorize exercise of the first twelve month renewal option to the contract with Buck Consultants, Inc. to provide actuarial and benefits consulting services planned for the 2000 benefit plan year - Not to exceed \$250,000 - Financing: Employee Benefits Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2595

Item 83: **Employee Benefits Programs**

- * Authorize exercise of the first twelve month renewal option to the contract with Med-Alert Industrial Health, P.A. for pre-placement medical examinations, driver safety reviews, and disability retirement reviews - Not to exceed \$70,000 - Financing: Employee Benefits Current Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2596

Item 84: **Employee Benefits Programs**

- * Authorize exercise of the first twelve month renewal option to the contract with American Dental Corporation to provide a fully insured optional Dental Health Maintenance Organization plan to support the City's Employee and the Retiree Benefits Plans - funded by employee-contributed premiums through payroll deductions - Financing: No cost consideration to the City

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2597

Item 85: Authorize the acceptance of a grant from the Texas State Library for the continuation of interlibrary loan services for the period September 1, 1999 through August 31, 2000 and execution of the grant agreement - \$390,000 - Financing: Texas State Library and Archives Commission Grant Funds

Approved as part of the consent agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2598

Item 86: Authorize adoption of the Northwest Highway Urban Design Study as a guide for the implementation of a physical neighborhood vision in the area generally fronting the 2.6 miles of Northwest Highway, between Interstate 35E and Mixon Road - Financing: No cost consideration to the City

Councilmember Chaney requested that consent agenda item 86 be considered as an individual item. Mayor Kirk stated that consent agenda item 86 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Chaney's request.

Later in the meeting agenda item 86 was brought up for consideration.

Councilmember Mallory Caraway moved to approve the item.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted. (Chaney absent when vote taken)

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2599

Item 87: An ordinance authorizing a Planned Development District for the C. F. Hawn Freeway Special Purpose District No. 2, retaining the Dry Overlay Districts, on property presently zoned a CR-D Community Retail-Dry District, a CR-D-1 Community Retail-Dry District, a CS Commercial Service District, a CS-D-1 Commercial Service-Dry District, an IM-D-1 Industrial Manufacturing-Dry District, and Planned Development District No. 361 on both sides of C. F. Hawn Freeway between Buckner Boulevard and the T. & N.O. Railroad (Z978-238/10569-SE) - Financing: No cost consideration to the City

Councilmember Hill requested that consent agenda item 87 be considered as an individual item. Mayor Kirk stated that consent agenda item 87 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Hill's request.

Later in the meeting agenda item 87 was brought up for consideration.

Councilmember Hill moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

Assigned ORDINANCE NO. 23987.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2600

Item 88: An ordinance authorizing a Planned Development District for the C. F. Hawn Freeway Special Purpose District No. 3, retaining the Dry Overlay Districts, on property presently zoned a CR Community Retail District, a CR-D-1 Community Retail-Dry District, a CS Commercial Service District, a CS-D-1 Commercial Service-Dry District, an IR-D-1 Industrial Research-Dry District, an IM Industrial Manufacturing District, and an IM-D-1 Industrial Manufacturing-Dry District on both sides of C. F. Hawn Freeway between the T. & N.O. Railroad and Haymarket Road (Z978-284/10620-SE) - Financing: No cost consideration to the City

Councilmember Hill requested that consent agenda item 88 be considered as an individual item. Mayor Kirk stated that consent agenda item 88 would be considered as an individual item later in the meeting, there being no objection voiced to Councilmember Hill's request.

Later in the meeting agenda item 88 was brought up for consideration.

Councilmember Hill moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

Assigned ORDINANCE NO. 23988.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2601

Item 89: An ordinance amending Chapter 2 of the Dallas City Code to increase, and provide qualifications for, the membership of the citizens safety advisory committee; to provide quorum requirements and clarify duties of the committee; and to repeal Section 2 of Resolution No. 91-1363, which created the school crossing guard board - Financing: No cost consideration to the City

Approved as part of the consent agenda.

Assigned ORDINANCE NO. 23989.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2602

Item 90: MISCELLANEOUS HEARING

A public hearing was called to receive citizen comments in preparation of the FY 1999-2000 Operating, Capital, Grant and Trust budgets - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the FY 1999-2000 Operating, Capital, Grant and Trust budgets:

- Ed McDunn, 2101 Wolf St., representing United Way of Dallas
- Max Wells, 10707 Preston Rd., representing North Dallas Chamber of Commerce
- Lee Simpson, 7199 Green Tree Ln., representing Municipal Library Board
- Tracy Pulaski, 140 E. 12th St., representing Dallas Area Infant Immunization Coalition
- Beverly Tobian, 5843 Waggoner Dr., representing Health and Human Services Coalition
- Molly Van Ort, 5422 W. University Blvd., representing Health and Human Services Coalition
- Kathy Freeman, 6534 Valleybrook Dr., representing National Council of Jewish Women
- James Cowgill, 11357 Earlywood Dr., representing Senior Affairs Commission
- Edna Hart, 2511 Wedglea Dr., representing Senior Affairs Commission
- Christine Thomas, 1575 Madrid St., representing Senior Affairs Commission
- Glen White, 2108 Jackson St., representing Dallas Police Association
- Janet Murphy, 703 N. Oak Cliff Blvd., representing Human Services Commission
- Francis Jones, 7710 La Risa Dr.
- Tim Simmons, 4337 Glenwick Ln., representing Mental Health Association
- Lynda Ender, 5341 Mercedes Ave., representing Senior Citizens of Greater Dallas
- Bert Holmes, 4515 Lawther Dr., representing Senior Citizens of Greater Dallas
- Barbara Landix, 641 Missionary ridge, DeSoto, representing Vogel Alcove Childcare Center for the Homeless
- Julia Easley, 1629 Enchanted Ln., Lancaster, representing Coalition for North Texas Children
- Jurline Hollins, 1514 Homeland St.
- Elsie Risby, 2900 Dilido Rd.
- William Hopkins, 2011 Leath St.
- Joanna Madrid, (no address given)
- Kathy Hurt, 2114 Anson Rd., representing the Arc of Dallas

Councilmember Finkelman moved to close the public hearing.

Motion seconded by Councilmember Hill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 27, 1999 7:45 am
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August 25, 1999

99-2603

Public Hearing - **City of Dallas Reinvestment Zone No. 47**

- Item 91: * A public hearing was called to receive citizen comments concerning the creation of a reinvestment zone for commercial-industrial tax abatement, to be known as City of Dallas Reinvestment Zone No. 47, Commercial Zone "A", consisting of 5.66 acres located in the 8200 Block of Eastpoint Drive, Dallas, Texas 75211, for the purpose of granting tax abatement on added value to the real property and development fee rebates to Eastpoint Business Center, Inc. - Financing: No cost consideration to the City
- Item 92: * Approval of an ordinance designating property located in the 8200 Block of Eastpoint Drive, Dallas, Texas 75211, consisting of 5.66 acres, as City of Dallas Reinvestment Zone No. 47, for commercial-industrial tax abatement for the purpose of granting real property tax abatement to Eastpoint Business Center, Inc., establishing the boundaries of the Reinvestment Zone and providing for an effective date - Financing: No cost consideration to the City
- Item 93: * Authorize (1) a real property tax abatement agreement with Eastpoint Business Center, Inc., for the purpose of granting a ten-year abatement of 90% of the taxes on added value to the real property for the construction of a speculative office and distribution facility to be located within City of Dallas Reinvestment Zone No. 47, Commercial Zone "A", in the 8200 Block of Eastpoint Drive, Dallas, Texas 75211; and (2) a development fee rebate to Eastpoint Business Center, Inc., in an amount not to exceed \$10,000 - Revenue: First year tax revenue estimated at \$1,817. Ten-year tax revenue estimated at \$18,175. (Estimated revenue foregone for 10-year real property abatement \$163,573) - \$10,000 - Financing: Public/Private Partnership Funds

No one addressed the city council regarding the Reinvestment Zone No. 47.

Councilmember Chaney moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

Assigned ORDINANCE NO. 23990.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 27, 1999 7:45 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

August 25, 1999

99-2604

Miscellaneous Hearing - **Deep Ellum Public Improvement District**

- Item 94: * A public hearing was called to receive citizen comments on the creation of a public improvement district, in accordance with Chapter 372 of the Texas Local Government Code, to be called the Deep Ellum Public Improvement District ("Deep Ellum PID"), for the purpose of providing supplemental public services and improvements, to be funded by assessments on real property and real property improvements located in the District - Financing: No cost consideration to the City
- Item 95: * Approval of a resolution establishing the Deep Ellum Public Improvement District in accordance with Chapter 372 of the Texas Local Government Code at the close of the public hearing; approval of the Service Plan; designation of the Deep Ellum Foundation as the entity responsible for the management of the District; and authorization for the City Manager to execute a Management Services contract with Deep Ellum Foundation for the public improvements paid through special assessments on the property benefiting from the improvements - Financing: No cost consideration to the City

The following individual addressed the city council regarding the Deep Ellum Public Improvement District:

-- Barry Annino, 6302 Bryan Pkwy.

Councilmember Loza moved to close the public hearing and approve the resolution.

Motion seconded by Councilmember Forsythe Lill and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2605

Miscellaneous Hearing - **Cedars TIF District**

- Item 96: * A public hearing was called to receive citizen comments and concerns regarding the proposed amendment to the Project Plan and Reinvestment Zone Financing Plan for City of Dallas Tax Increment Financing Reinvestment Zone Number Four (Cedars TIF District) to reflect the dedication of tax revenues from Dallas Independent School District (DISD), Dallas County and Dallas County Hospital District (DCHD) - Financing: No cost consideration to the City
- Item 97: * Approval of an ordinance (1) amending City of Dallas ORDINANCE Number 23092, approved on April 9, 1997, which authorized the Project Plan and Reinvestment Zone Financing Plan for City of Dallas, Texas Tax Increment Financing Reinvestment Zone Number Four (Cedars TIF District) to reflect the dedication of tax revenues from Dallas Independent School District (DISD), Dallas County and Dallas County Hospital District (DCHD); (2) authorizing the City Manager to enter into participation agreements with Dallas Independent School District (DISD), Dallas County and Dallas County Hospital District (DCHD) for the Cedars TIF District; and (3) establishing appropriations in the Cedars TIF Fund in an amount not to exceed \$30,000 annually to reimburse the City for imputed administrative costs - Financing: No cost consideration to the City

The following individual addressed the city council regarding the Cedars TIF District:

-- Michael Railey, 1114 Larkspur, Richardson

Councilmember Loza moved to close the public hearing and pass the ordinance.

Motion seconded by Councilmember Forsythe Lill.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes:	[12]	Kirk, Poss, Loza, Miller, Thornton Reese, Hill, Mallory Caraway, Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[1]	Blumer
Absent when vote taken:	[2]	Salazar, Chaney

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 23991.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2606

PUBLIC HEARING - CONSENT ZONING DOCKET

The consent zoning docket, consisting of agenda items 98-101 was presented.

A public hearing was called on zoning cases on the consent zoning docket, including:

Agenda item 98: Zoning Case Z989-215/10870-NW(SS)

Agenda item 99: Zoning Case Z989-218/10326-SW(RB)

Agenda item 100: Zoning Case Z989-236/10904-NE(RB)

Agenda item 101 Zoning Case Z989-150/10770-SE(PN)

In all zoning cases on the consent zoning docket, the city plan commission recommended approval of the proposed changes in zoning.

No one appeared to comment on cases on the consent zoning docket.

Mayor Pro Tem Poss moved to close the public hearing, accept the recommendation of the city plan commission in each consent zoning docket case and pass all ordinances and approve all resolutions presented as part of the consent zoning docket.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2607

Item 98: Zoning Case Z989-215/10870-NW(SS)

Zoning Case Z989-215/10870-NW(SS), an application for and an ordinance granting a Planned Development District for IM Industrial Manufacturing District Uses and Pet Related Uses on property presently zoned an IM Industrial Manufacturing District on the south side of Joe Field Road, east of Newkirk Street.

(The city plan commission recommended approval, subject to a conceptual plan and conditions.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23992.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2608

Item 99: Zoning Case Z989-218/10326-SW(RB)

Zoning Case Z989-218/10326-SW(RB), an application for and an ordinance granting the renewal of Specific Use Permit No. 1332 for a Private club-bar on property presently zoned an MU-2 Mixed Use District at the north corner of Westmoreland Road and Gannon Lane.

(The city plan commission recommended approval for a ten-year time period with eligibility for automatic renewal for additional ten-year time periods, subject to a site plan and conditions.

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23993.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2609

Item 100: Zoning Case Z989-236/10904-NE(RB)

Zoning Case Z989-236/10904-NE(RB), an application for and an ordinance granting an RR Regional Retail District on property presently zoned a CR Community Retail District on the northeast side of Northwest Highway, northwest of Abrams Road, and a resolution authorizing acceptance of a deed restriction instrument submitted in conjunction with the change of zoning.

(The city plan commission recommended approval, subject to deed restrictions volunteered by the applicant.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23994.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2610

Item 101: Zoning Case Z989-150/10770-SE(PN)

Zoning Case Z989-150/10770-SE(PN), an application for and an ordinance granting a P(A) Parking District on property presently zoned a D(A) Duplex District at the west corner of South Central Expressway and Faye Street, and a resolution accepting a deed restriction instrument submitted in conjunction with the change of zoning.

(The city plan commission recommended approval, subject to deed restrictions volunteered by the applicant.)

Approved as part of the consent zoning docket.

Assigned ORDINANCE NO. 23995.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2611

Item 102: Public Hearing - Zoning Case Z989-164/10789-SE(SS)

Ray Couch, assistant director of planning, reminded the city council that in accordance with subparagraph (c)(2)(B) of Section 51A-4.701 of the development code, council approval of the application would require the favorable vote of three-fourths of all members of the council in that a written protest against the change in zoning has been signed by the owners of 20 percent of more of either the land in the area of the request or land within 200 feet of the area of the request, and the protest had been filed with the director of planning.

A public hearing was called on zoning case Z989-164/10789-SE(SS), an application for an RR Regional Retail District and an application to terminate a portion of the existing deed restrictions on property presently zoned an MF-2(A) Multifamily District located north of Interstate 20 and west of Lancaster Road.

(The city plan commission recommended denial.)

Appearing in opposition to the city plan commission recommendation:

-- Robert Reeves, 5400 Renaissance Tower, representing the applicant

No one appeared in favor of the city plan commission recommendation.

Councilmember Lipscomb moved to close the public hearing and accept the recommendation of the city plan commission.

Motion seconded by Councilmember Mallory Caraway and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2612

Item 103: Public Hearing - Zoning Case Z989-222/10892-SE(MB)

A public hearing was called on zoning case Z989-222/10892-SE(MB), an application for and an ordinance granting an MF-2(A) Multifamily District on property presently zoned an R-5(A) Single Family District on the northwest side of Sidney Street, southwest of Racell Street.

(The city plan commission recommended approval.)

No one appeared in opposition to the city plan commission recommendation.

Appearing in favor of the city plan commission recommendation:

Eugene Thomas, chair, Urban Rehabilitation Standards Board

Councilmember Chaney moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

Assigned ORDINANCE NO. 23996.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2613

Item 104: Public Hearing - DEVELOPMENT CODE AMENDMENTS - INDIVIDUAL

A public hearing was called to receive consideration of an amendment to the Dallas Development Code amending Section 51A-4.702(h) (development plans), Section 51A-4.702(i) (landscape plans), Section 51A-4.219(b)(4) (site plans), and Section 51A-4.219(b) (8) (landscape plans) which govern how minor changes to plans are reviewed and approved, and an ordinance implementing the proposal.

(The city plan commission recommended approval.)

No one appeared in opposition to or in favor of the city plan commission recommendation.

Councilmember Walne moved to close the public hearing, accept the recommendation of the city plan commission, with the following changes:

“An appeal must be requested in writing within 10 days after notice of denial. In considering the appeal, the sole decision shall be whether the city plan commission erred in its decision, and in this connection, the city council shall consider the same standards that were required to be considered by the commission in making its determination. Appeal to the city council is the final administrative remedy available.”

and adding Section 5 to read:

“That no later than August 25, 2000, a reassessment of the procedures created by this ordinance must be completed by the director of planning and development, who shall provide a report on his findings to the city plan commission at their next available hearing. The report must provide information comparing the number, type, and disposition of minor site plan applications considered in the prior year.”

and pass the ordinance with those changes.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

Assigned ORDINANCE NO. 23997.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2614

Item 105: Public Hearing - CERTIFICATE OF APPROPRIATENESS FOR SIGNS -
INDIVIDUAL

A public hearing was called to receive citizen comments on an application for a Certificate of Appropriateness in the Downtown Special Provision Sign District for a 54 square foot attached illuminated commercial premise sign on the south façade of the building at 1414 Woodall Rodgers Freeway, with the sign copy to read "Bank of America" along with the business logo.

(The city plan commission denied the request without prejudice.)

Appearing in opposition to the city plan commission decision:

William E. Cothrum, 500 S.Ervay St., representing the applicant, Bank of America

No one appeared in favor of the city plan commission decision.

Councilmember Loza moved to close the public hearing and overrule the decision of the city plan commission and approve the request.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2615

Item 106: Public Hearing - CERTIFICATE OF APPROPRIATENESS FOR SIGNS -
INDIVIDUAL

A public hearing was called to received citizens comments on an application for a Certificate of Appropriateness in the Downtown Special Provision Sign District for an 83 square foot attached illuminated commercial premise sign on the north façade of the building at 1414 Woodall Rodgers Freeway, with the sign copy to read “Bank of America” along with the business logo.

(The city plan commission denied the request without prejudice.)

Appearing in opposition to the city plan commission decision:

-- William E. Cothrum, 500 S. Ervay St., representing the applicant, Bank of America

No one appeared in favor of the city plan commission decision.

Councilmember Loza moved to close the public hearing and overrule the decision of the city plan commission and approve the request.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2616

Item 107: Public Hearing - CERTIFICATE OF APPROPRIATENESS FOR SIGNS -
INDIVIDUAL

A public hearing was called on to receive citizens comments on an application for a Certificate of Appropriateness in the Downtown Special Provision Sign District for an 83 square foot attached illuminated commercial premise sign on the south façade of the building at 1414 Woodall Rodgers Freeway, with the sign copy to read “Bank of America” along with the business logo.

(The city plan commission denied the request without prejudice.)

Appearing in opposition to the city plan commission decision:

-- William E. Cothrum, 500 S. Ervay St., representing the applicant, Bank of America

No one appeared in favor of the city plan commission decision.

Councilmember Loza moved to close the public hearing and overrule the decision of the city plan commission and approve the request.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2617

Item 108: Public Hearing - CERTIFICATE OF APPROPRIATENESS FOR SIGNS-INDIVIDUAL

A public hearing was called to received citizen comments on an application for a Certificate of Appropriateness in the Downtown Special Provision Sign District to reface an existing 2 square foot monument sign on the east side of the property at 901 Main Street, with the sign copy to read "BANK OF AMERICA PLAZA".

(The city plan commission denied the request without prejudice.)

Appearing in opposition to the city plan commission decision:

-- William E. Cothrum 500 S. Ervay St., representing the applicant, Bank of America

No one appeared in favor of the city plan commission decision.

Councilmember Loza moved to close the public hearing and overrule the decision of the city plan commission and approve the request.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2618

Item 109: Public Hearing - CERTIFICATE OF APPROPRIATENESS FOR SIGNS-
INDIVIDUAL

A public hearing was called to receive citizen comments on an application for a Certificate of Appropriateness in the Downtown Special Provision Sign District to reface an existing 2 square foot monument sign on the south side of the property at 901 Main Street, with the sign copy to read "BANK OF AMERICA PLAZA".

(The city plan commission denied the request without prejudice.)

Appearing in opposition to the city plan commission decision:

-- William E. Cothrum, 500 S. Ervay St., representing the applicant, Bank of America

No one appeared in favor of the city plan commission decision.

Councilmember Loza moved to close the public hearing and overrule the decision of the city plan commission and approve the request.

Motion seconded by Councilmember Chaney and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2619

Public Hearing - BENEFIT ASSESSMENT HEARINGS

Sidewalk Group 98-105

Mark Trail Way south of Ledbetter Drive to Canelo Drive

Jim Miller Road from Loop 12 to Carter Road to existing sidewalk 303 feet south of Carter Road

Tioga Street from Palm Island Street to Texas College Drive

- Item 110: * Benefit assessment hearing for sidewalk paving and water adjustments on the above listed street
- Item 111: * Ordinance levying benefit assessments for sidewalk paving and water adjustments on the above listed street
- Item 112: * Authorize a contract for the construction of sidewalk paving and water adjustments on the above listed street - Camino Construction, Inc., lowest responsible bidder of three - \$146,418 - Financing: 1998 Bond Funds (\$137,820), Water Utilities Capital Construction Funds (\$8,598)

A public hearing was called to receive comments on a proposal to levy benefit assessments for sidewalk paving and water adjustments on Mark Trail Way south of Ledbetter Drive to Canelo Drive, Jim Miller Road from Loop 12 to Carter Road to existing sidewalk 303 feet south of Carter Road and Tioga Street from Palm Island Street to Texas College Drive.

No one appeared in opposition to or in favor of the proposed improvements or the assessments.

Councilmember Lipscomb moved to close the public hearing, pass the ordinance levying the assessments and approve the resolution authorizing the contract.

Motion seconded by Councilmember Hill and unanimously adopted.

Assigned ORDINANCE NO. 23998.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2620

Public Hearing - BENEFIT ASSESSMENT HEARING

Sidewalk Group 98-107

Celestial Road (north side only) from North Dallas Parkway to Noel Road
Noel Road from Spring Valley Toad to Celestial Road

- Item 113: * Benefit assessment hearing for sidewalk paving and water adjustments on the above listed street
- Item 114: * Ordinance levying benefit assessments for sidewalk paving and water adjustments on the above listed street
- Item 115: * Authorize a contract for the construction of sidewalk paving and water adjustments on the above listed street - Jeske Construction Company, lowest responsible bidder of four - \$145,409 - Financing: 1998 Bond Funds (\$127,759), Water Utilities Capital Construction Funds (\$17,650)

A public hearing was called to receive comments on a proposal to levy benefit assessments for sidewalk paving and water adjustments on Celestial Road (north wide only) from North Dallas Parkway to Noel Road and Noel Road from Spring Valley Road to Celestial Road.

No one appeared in opposition to or in favor of the proposed improvements or the assessments.

Councilmember Finkelman moved to close the public hearing, pass the ordinance levying the assessments and approve the resolution authorizing the contract.

Motion seconded by Councilmember Loza and unanimously adopted.

Assigned ORDINANCE NO. 23999.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2621

Item 116: Consideration of appointments to boards and commissions (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.)

The city secretary distributed a report showing all nominations and renominations received for city board and commission appointments for the 1999-2001 board term updated through August 25, 1999.

The city secretary noted that the report indicated with the notation "OK" that a person nominated or renominated met all qualifications for service. The city secretary also noted that the term for each nominee would end August 31, 2001.

The following individual addressed the city council regarding appointments to boards and commissions:

-- Nick Brock, 1450 Junior Dr.

Councilmember Blumer moved to appoint Gregory Mullins to the Reinvestment Zone Seven Board (Sports Arena).

Motion seconded by Councilmember Lipscomb.

After discussion, Mayor Kirk called the vote on the motion:

Mayor Kirk declared the motion adopted on a divided voice vote, with Mayor Kirk voting "No".

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

August 27, 1999 7:45 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

Councilmember Greyson moved to appoint all of the nominees to “individual appointment” positions in the report who meet all qualifications for service to the boards and commission of the city for the term ending August 31, 1999.

Motion seconded by Councilmember Loza and unanimously adopted.

[Information on each newly-appointed member is located in the file shown next to the name of the board.]

99-2640	CPR	DALLAS CITIZENS POLICE REVIEW
99-2641	LMC	LANDMARK COMMISSION
99-2642	PLA	PERMIT AND LICENSE APPEAL BOARD
99-2643	RZ7	REINVESTMENT ZONE SEVEN BOARD (SPORTS ARENA)
99-2644	SDF	SOUTH DALLAS/FAIR PARK TRUST FUND BOARD
99-2645	URS	URBAN REHABILITATION STANDARDS BOARD
99-2646	YAC	YOUTH COMMISSION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2622

Item 117: Appointment of members to the DART Board (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A)

There were no appointment of members to the DART Board.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2623

Item 118: Authorize adoption of the Trinity River Corridor Project Master Implementation Plan for recreational amenities and lake design located within the existing Dallas Floodway, and recreational amenities and land acquisitions for the Great Trinity Forest to be located along the Trinity River corridor from the downstream end of the exiting Dallas Floodway to the vicinity of IH-20 in southern Dallas, which supersedes the Trinity Park Development Master Plan adopted February 25, 1987 by City Council Resolution 87-0696 - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the Trinity River Corridor Project Master Implementation Plan:

- David Gray, 9432 Viewside Dr.
- Wayne Walker, 6335 Malcolm X Blvd.
- Leon B. Ervin Jr., 4638 Fellows Ln., representing Chairman of Flood Control Implementing Committee
- Linda Pelon, 3015 Nutting Dr., representing Parkdale Heights Neighborhood Association
- Mark Housewright, 1328 Cedar Hill Ave.
- Danny Harrison, 5616 Preston Oaks Dr.
- Donna Halstead, 9508 Fieldcrest Dr., representing Dallas Citizens Council
- Richard Martin, 1414 Kings Hwy., representing Stemmons Corridor Business Association
- Louis Frisbie, 5815 Phoenix Dr.
- Edward C. Fritz, 4144 Cochran Chapel Rd.
- Eugenia Fritz, 4144 Cochran Chapel Rd.
- D. J. Young, 3600 Fairfax Ave.
- Debra Alves, 8201 Preston Rd., representing Real Estate Council
- Vincent Hendricks, 6827 Coronado Ave.
- Anna Albers, 201 N. Edgefield Ave., representing Citizens for a Safe Environment
- Betty Svoboda, 3469 Townsend Dr.
- Craig Holcomb, 5033 Milam St.
- Tim Dalbey, 2719 Santa Cruz Dr.
- Eula Bryant, 2510 South Blvd.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

August 27, 1999 7:45 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

Councilmember Finkelman moved to add to Section 1 to read: That the City Council adopts, contingent upon review and approval of a final report by the City Council, the Trinity River Corridor Project Master Implementation Plan as a conceptual footprint which guides the implementation of recreational facilities, amenities, lakes, and the Great Trinity Forest for the portion of the Trinity River corridor from the confluence of the Elm fork and the West Fork of the Trinity River to the vicinity of IH-20 in southern Dallas, which supersedes the Trinity Park Development Master Plan adopted February 25, 1987 by City Council Resolution 97-0696.

Motion seconded by Councilmember Lipscomb.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes: [12] Kirk, Poss, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway,
Chaney, Lipscomb, Finkelman, Greyson, Forsythe Lill
Voting No: [3] Miller, Walne, Blumer

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2624

Item 119: An ordinance amending the Dallas Development Code Section 51A-5.101 of Chapter 51A to amend the Flood Plain Regulations to include changes and additions to meet federal criteria, new definitions, and an additional technical requirement - Financing: No cost consideration to the City

Deleted on the addendum to the agenda.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2625

Item 120: An ordinance amending Chapter 18 of the Dallas City Code to revise the time period for placement of oversize brush and bulky trash at residences and duplexes and establishing November 29, 1999 as the effective date of this amendment - Financing: No cost consideration to the City

The following individuals addressed the city council regarding the oversize brush and bulky trash:

- Carolyn Kennington, 6514 Wickerwood Dr., representing Prestonwood Homeowner Association
- Debra Stein, 6323 Oakleaf Rd., representing Prestonwood Homeowner Association
- Jim Beaman, 6509 Barkwood Ln., representing Prestonwood Homeowner Association
- Howard Richmond, 17515 Spyglass Cir., representing Bent Tree Homeowners Association
- Larry Baker, 7642 Dentcrest Dr., representing Northwood Hills Homeowners Association
- Olin Atkinson, 5804 Still Forest Dr., representing Prestonwood West Homeowners Association
- Mary Curran, 5734 Bent Creek Trl., representing North Dallas Neighborhood Association
- Jearldine McDaniel, 810 Bayonne St.

Councilmember Greyson moved to pass the ordinance with the following amendment, to change the pick up date from Saturday to Thursday no later than 7:00 a.m.

Motion seconded by Councilmember Lipscomb.

Councilmember Thornton Reese moved to substitute for Councilmember Greyson's motion a motion to amend the ordinance by giving the citizens four days to put out bulky trash and the Sanitation Department to pick up bulky trash within four days.

Motion seconded by Councilmember Chaney.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

August 27, 1999 7:45 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

Later in the meeting, Councilmember Thornton Resse withdrew her substitute motion.

After discussion, Mayor Kirk called the vote to change the time frame from the Saturday preceding the Monday of the week to no later than 7:00 a.m. to the Thursday preceding the collection week.

Voting Yes: [13] Kirk, Poss, Salazar, Loza, Miller, Hill, Chaney, Lipscomb, Walne,
Finkelman, Greyson, Blumer, Forsythe Lill

Voting No: [2] Thornton Reese, Mallory Caraway

Mayor Kirk declared the motion adopted.

Mayor Kirk then called the vote on the Councilmember Greyson's motion as amended.

Mayor Kirk declared the motion adopted on a divided voice vote.

Assigned ORDINANCE NO. 24000.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2626

Closed Session

Attorney Briefings (Sec. 551.071 T.O.M.A)

- Debra Walker, et al v. HUD, et al.
- City of Fort Worth, Texas and American Airlines, Inc. v. City of Dallas, et al., Cause No. 48-171109-97
- Continental Airlines, Inc. and Continental Express, Inc.v. City of Dallas, Texas and City of Fort Worth, Texas, et al., Cause No. 3:98-CV-1187-R(consolidated with City of Dallas, Texas v. Department of Transportation, et al.,Cause No. 3:97-CV-1187-R)
- U.S. Department of Transportation Love Field Service Interpretation Proceeding, Docket No. OST-98-4363
- AT&T Communications of the Southwest, Inc. v.City of Dallas, Cause No. 3-98-CV-003-R; GTE Southwest Incorporated v. City of Dallas, Cause No. 3-98-CV-0662-R; Southwestern Bell Telephone Company v. City of Dallas, Cause No.3-98-0843-R; Teligent, Inc. v. City of Dallas, Cause No. 3-97-CV-3052-R
- Harold Cox, Shirley Davidson, Robert Stubblefield, Cynthia Herring, Eloise Edwards, Betty Curley and Leo Easter v. City of Dallas, Jeffrey A. Saitas, in his capacity as Executive Director of the Texas Natural Resource Conservation Commission, Herman Nethery and Terry Van Sickle; Civil Action No. 3:98-CV-0291-H
- Sean Lonergan & Auzar Teherzabed vs. AJ's Wrecker Service vs. City of Dallas, Cause No. 3:98-CV-3020-D

Personnel (Sec. 551.074 T.O.M.A)

- Personnel issue involving Mildred Cox

A closed session was held as authorized by Chapter 551, "OPEN MEETINGS," of the Texas Government Code (Texas Open Meetings Act) to discuss the following matters:

Attorney Briefings (Sec. 551.071 T.O.M.A)

- AT&T Communications of the Southwest, Inc. v.City of Dallas, Cause No. 3-98-CV-003-R; GTE Southwest Incorporated v. City of Dallas, Cause No. 3-98-CV-0662-R; Southwestern Bell Telephone Company v. City of Dallas, Cause No.3-98-0843-R; Teligent, Inc. v. City of Dallas, Cause No. 3-97-CV-3052-R

Personnel (Sec. 551.074 T.O.M.A)

- Personnel issue involving Mildred Cox

No other matters were discussed during the closed session.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2627

Addendum addition 1: An ordinance (1) approving the Project Plan and Reinvestment Zone Financing Plan for Tax Increment Financing Reinvestment Zone Number Six, City of Dallas, Texas (Farmers Market TIF District); (2) authorizing the City Manager to enter into participation agreement with the Dallas Independent School District (DISD) for Tax Increment Financing Reinvestment Zone Number Six (Farmers Market TIF District); and (3) establishing appropriations in the Farmers Market TIF District Fund in an amount not to exceed \$30,000 annually to reimburse the City for imputed administrative costs - Financing: No cost consideration to the City

Councilmember Loza moved to pass the ordinance.

Motion seconded by Councilmember Forsythe Lill.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes:	[13]	Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory Caraway, Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[1]	Blumer
Absent when vote taken:	[1]	Chaney

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24001.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2628

Addendum addition 2: An ordinance (1) approving the Project Plan and Reinvestment Zone Financing Plan for Tax Increment Financing Reinvestment Zone Number Seven, City of Dallas, Texas (Sports Arena TIF District); (2) authorizing the City Manager to enter into participation agreements with the Dallas Independent School District (DISD), Dallas County and Dallas County Hospital District for the Sports Arena TIF District; and (3) establishing appropriations in the Sports Arena TIF District Fund in an amount not to exceed \$30,000 annually to reimburse the City for imputed administrative costs - Financing: No cost consideration to the City

The city secretary announced that Councilmember Miller had deferred addendum addition 2 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

The following individuals addressed the city council regarding the Sports Arena TIF District:

- Greg Mullins, 6106 Woodland Dr.
- Joe Martin, 3105 Gladiolus Ln.

Councilmember Walne moved to overrule the deferral of addendum addition 2.

Motion seconded by Councilmember Lipscomb.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes:	[11]	Kirk, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[2]	Miller, Blumer
Absent when vote taken:	[2]	Poss, Chaney

Mayor Kirk declared the motion adopted.

Councilmember Lipscomb moved to pass the ordinance.

Motion seconded by Councilmember Walne.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes:	[11]	Kirk, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[2]	Miller, Blumer
Absent when vote taken:	[2]	Poss, Chaney

Assigned ORDINANCE NO. 24002.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2629

Addendum addition 3: **1998 Local Law Enforcement Block Grant**

- * Authorize an agreement with Dallas County for computer network and automation of the District Attorney's Office to enhance efficiency between the District Attorney's Office and Dallas Police Department - \$200,000 - Financing: 1998 Local Law Enforcement Block Grant Funds

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2630

Addendum addition 4: **1998 Local Law Enforcement Block Grant**

- * Authorize an agreement with Dallas County District Attorney's Office to fund the DIVERT Court Program to expedite prosecution and provide intervention through a pre-trial diversion - \$100,000 - Financing: 1998 Local Law Enforcement Block Grant Funds

Councilmember Loza moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2631

Addendum addition 5: **1999 Omnibus Appropriations Local Law Enforcement Block Grant**

- * Authorize the City of Dallas to submit a consolidated application between the City of Dallas and Dallas County for the 1999 Omnibus Appropriations Local Law Enforcement Block Grant from the U.S. Department of Justice, Bureau of Justice Assistance for crime prevention and improved public safety activities – City of Dallas' share: \$3,102,200, Dallas County's share: \$1,100,000, plus cash match of \$466,911 for a total of \$4,669,111 - Financing: U.S. Department of Justice, Bureau of Justice Assistance Grant Funds (\$4,202,200) and 1999-00 Current Fund (\$344,689 - City's cash match) and Dallas County Fund (\$122,222 for County's cash match)

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2632

Addendum addition 6: **1999 Omnibus Appropriations Local Law Enforcement Block Grant**

- * Authorize a public hearing to be held on September 8, 1999, to receive citizen comments on the 1999 Omnibus Appropriations Local Law Enforcement Block Grant – Financing: No cost consideration to the City

Councilmember Lipscomb moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2633

Addendum addition 7: Authorize acceptance of a continuation law enforcement-related grant entitled Commercial Auto Theft Interdiction Squad/7 for a program which aids in solving crimes from the Automobile Theft Prevention Authority for the period September 1, 1999 through August 31, 2000 and execution of the grant agreement - Not to exceed \$650,000 - Financing: 1999-00 State Automobile Theft Prevention Authority Grant Funds

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Councilmember Loza and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2634

Addendum addition 8: Authorize acceptance of the Sex Offender Registration Compliance Program/4 grant from the Office of the Governor, Criminal Justice Division in the amount of \$32,060 for the period October 1, 1999 - September 30, 2000, a local match in the amount of \$47,149, and execution of the grant agreement - \$79,209 - Financing: Office of the Governor, Criminal Justice Division State Grant Funds (\$32,060), Current Funds (\$47,149)

Councilmember Lipscomb moved to approve the item.

Motion seconded by Mayor Pro Tem Poss and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2635

Addendum addition 9: Authorize a two-year contract with El Centro Community College for reimbursement to the Fire Department for training costs from September 1, 1999 to August 31, 2001 - Revenue: \$375,000

Mayor Pro Tem Poss moved to approve the item.

Motion seconded by Deputy Mayor Pro Tem Salazar and unanimously adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2636

Addendum addition 10: Authorize deposit of a Special Commissioners' Award and settlement of an eminent domain case for acquisition from Transcontinental Realty Investors, Inc., of approximately 2 acres of land, improved with an asphalt parking lot, for the Houston Street Extension Project between Pacific and McKinney Avenues - \$4,075,334 - Financing: 1998 Bond Funds (\$3,825,334) and 1995 Bond Funds (\$250,000)

Councilmember Loza moved to approve the item.

Motion seconded by Councilmember Forsythe Lill.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes: [14] Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory
Caraway, Chaney, Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill
Voting No: [1] Blumer

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2637

Addendum addition 11: An ordinance amending Chapter 13 of the Dallas City Code to increase and revise the membership of the city's judicial nominating commission and to provide for the city attorney to serve as an ex officio, voting member of the commission (via Mayor Kirk)

Councilmember Lipscomb moved to pass the ordinance.

Motion seconded by Councilmember Greyson and unanimously adopted.

Assigned ORDINANCE NO. 24003.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2638

Addendum addition 12: An ordinance repealing portions of Ordinance No. 23505 by modifying certain sections and deleting others in order to implement House Bill 1777 - Financing: No cost consideration to the City

Councilmember Walne moved to pass the ordinance.

Motion seconded by Councilmember Finkelman and unanimously adopted.

Assigned ORDINANCE NO. 24004.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2639

NOTICE OF DEFERRED OR DELETED ITEMS

In accordance with Paragraph (d) of Section 7.11 of the City Council Rules of Procedure, the attached notices of deferred or deleted items were posted adjacent to each entrance to the city council chamber in Room 6 E North, City Hall.

7.11(d) No later than 5:30 p.m. of the Friday before each city council meeting, the city secretary shall post a list of all items appearing on the regular agenda that were deferred by a city council member or deleted by the city manager. No later than 5:30 p.m. of the day before each city council meeting, the city secretary shall post a list of all items appearing on the addendum to the agenda that were deferred by a city council member or deleted by the city manager. The lists must be posted adjacent to each entrance to the city council chamber in Room 6 E North. The city secretary shall not include on these lists any item described in Paragraph (a)(1), (2), (3), or (4).

MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 25, 1999

EXHIBIT C

August 27, 1999 7:45 am
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MINUTES OF THE DALLAS CITY COUNCIL
WEDNESDAY, AUGUST 25, 1999

99-2510

VOTING AGENDA MEETING
CITY COUNCIL CHAMBER, CITY HALL
MAYOR RON KIRK, PRESIDING

PRESENT: [15] Kirk, Poss, Salazar, Loza, Miller, Thornton Reese, Hill, Mallory Caraway,
Chaney, Lipscomb, Walne, Finkelman, Greyson, Blumer, Forsythe Lill

ABSENT: [0]

CORRECTION

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2612

Item 103: Public Hearing - Zoning Case Z989-222/10892-SE(MB)

A public hearing was called on zoning case Z989-222/10892-SE(MB), an application for and an ordinance granting an MF-2(A) Multifamily District on property presently zoned an R-5(A) Single Family District on the northwest side of Sidney Street, southwest of Racell Street.

(The city plan commission recommended approval.)

No one appeared in opposition to the city plan commission recommendation.

Appearing in favor of the city plan commission recommendation:

Eugene Thomas, ~~chairman of City Plan Commission~~ chair, Urban Rehabilitation Standards Board

Councilmember Chaney moved to close the public hearing, accept the recommendation of the city plan commission and pass the ordinance.

Motion seconded by Councilmember Lipscomb and unanimously adopted.

Assigned ORDINANCE NO. 23996.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2628

Addendum addition 2: An ordinance (1) approving the Project Plan and Reinvestment Zone Financing Plan for Tax Increment Financing Reinvestment Zone Number Seven, City of Dallas, Texas (Sports Arena TIF District); (2) authorizing the City Manager to enter into participation agreements with the Dallas Independent School District (DISD), Dallas County and Dallas County Hospital District for the Sports Arena TIF District; and (3) establishing appropriations in the Sports Arena TIF District Fund in an amount not to exceed \$30,000 annually to reimburse the City for imputed administrative costs - Financing: No cost consideration to the City

The city secretary announced that Councilmember Miller had deferred addendum addition 2 until the next voting agenda meeting of the city council in accordance with Subsection 7.11 of the City Council Rules of Procedure.

The following individuals addressed the city council regarding the Sports Arena TIF District:

- Greg Mullins, 6106 Woodland Dr.
- Joe Martin, 3105 Gladiolus Ln.

Councilmember Walne moved to overrule the deferral of addendum addition 2.

Motion seconded by Councilmember Lipscomb.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes:	[11]	Kirk, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[2]	Miller, Blumer
Absent when vote taken:	[2]	Poss, Chaney

Mayor Kirk declared the motion adopted.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

August 27, 1999 7:45 am
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OFFICE OF THE CITY SECRETARY

CITY OF DALLAS, TEXAS

~~Councilmember Lipscomb moved to pass the ordinance.~~

~~Motion seconded by Councilmember Walne.~~

~~After discussion, Mayor Kirk called the vote on the motion:~~

~~Mayor Kirk declared the motion adopted on a divided voice vote, with Mayor Kirk voting "No."~~

Councilmember Lipscomb moved to pass the ordinance.

Motion seconded by Councilmember Walne.

After discussion, Mayor Kirk called the vote on the motion:

Voting Yes:	[11]	Kirk, Salazar, Loza, Thornton Reese, Hill, Mallory Caraway, Lipscomb, Walne, Finkelman, Greyson, Forsythe Lill
Voting No:	[2]	Miller, Blumer
Absent when vote taken:	[2]	Poss, Chaney

Mayor Kirk declared the motion adopted.

Assigned ORDINANCE NO. 24002.

OFFICIAL ACTION OF THE DALLAS CITY COUNCIL

August 25, 1999

99-2621

Item 116: Consideration of appointments to boards and commissions (Closed Session, if necessary, Personnel, Sec. 551.074, T.O.M.A.)

The city secretary distributed a report showing all nominations and renominations received for city board and commission appointments for the 1999-2001 board term updated through August 25, 1999.

The city secretary noted that the report indicated with the notation "OK" that a person nominated or renominated met all qualifications for service. The city secretary also noted that the term for each nominee would end August 31, 2001.

The following individual addressed the city council regarding appointments to boards and commissions:

-- Nick Brock, 1450 Junior Dr.

Councilmember Blumer moved to appoint Gregory Mullins to the Reinvestment Zone Seven Board (Sports Arena).

Motion seconded by Councilmember Lipscomb.

~~After discussion, Mayor Kirk called the vote on the motion:~~

~~Voting Yes: _____ [12] Salazar, Loza, Miller, Thornton Reese, Hill, Mallory
Caraway, Lipscomb, Walne, Finkelman, Greyson, Blumer,
Forsythe Lill~~

~~Voting No: _____ [1] Kirk~~

~~Absent when vote taken: _____ [2] Poss, Chaney~~

~~Mayor Kirk declared the motion adopted.~~

After discussion, Mayor Kirk called the vote on the motion:

Mayor Kirk declared the motion adopted on a divided voice vote, with Mayor Kirk voting "No".